



BOBBY FISCHER
World Chess Champion

Bobby Fischer Wins Chess Title

Russian Champion Concedes To Brash American

REYKJAVIK, Iceland (AP)—Bobby Fischer won his own Olympics today. The American challenger captured the world chess championship when Boris Spassky of Russia telephoned his resignation in the 21st game, which had been adjourned overnight.

Max Euwe, president of the International Chess Federation, said Spassky had telephoned Lothar Schmid,

match referee, shortly before the game was to resume with Spassky in a probable losing position.

It is the first time an American has ever held the title, although Paul Charles Morphy of New Orleans, who lived from 1837 to 1884, dominated play in the 1850s and came to be known as unofficial world champion.

The title match here had a limit of 24 games. Today's victory gave Fischer 12½ points to Spassky's 8½. Fischer won seven games, each worth a point. Spassky took three, including a forfeit—thus he actually won only one out of 10 games at the playing board. Each of 11 draws was worth half a point to each contestant.

Fischer, who is 23, is from Brooklyn. He stood to win \$155,000 in prize money, counting a bonus put up by a British fan. He will reap further thousands in book royalties and other fees before he has to defend his title in 1975.

Spassky, who is 35, is to receive about \$100,000 as runner-up. He had won the title in 1969 from Tigran Petrosian, a fellow Russian—indeed Russians have almost monopolized title play most of this century.

Referee Schmid announced on the stage where the players were to have resumed their 21st game at 3:30 p.m. that Spassky had telephoned his resignation at 12:50.

Schmid took the call and informed the American camp, but the Americans initially refused to accept the resignation as official. Schmid's announcement made it official.

Fischer arrived at the playing hall 15 minutes late after Euwe ruled that he would have to appear to claim the title.

Fischer walked on stage and stood looking at the chess board with one hand on his hip.

Then Schmid stepped forward and declared him the new champion.

The capacity crowd of 2,500 Icelanders cheered and some began a slow handclap. Fischer

walked off and the ceremony was over.

Spassky did not appear. Frank Skoff, president of the U.S. Chess Federation, said Fischer had not been informed of Spassky's telephone call and had been analyzing the game position until the last minute.

Off-Duty Fireman Is Hero

Saves Infant
From Flames

ALLEGAN — An off-duty Holland fireman rescued an eight-month-old baby from her flaming home on M-69 north of Allegan yesterday after seeing the fire while driving past.

The girl, Lena Royston, daughter of Warren Royston, was reported in fair condition this morning in Bronson hospital, Kalamazoo, from first degree burns and smoke inhalation.

According to Holland fireman Melvin Greving, smoke was coming from the front of the house when he arrived at the scene about 6:20 p.m.

Greving said a neighbor told him that he had been unable to rescue the child.

The Holland fireman then entered the building and felt his way through the smoke to the infant. Greving said he gave Lena mouth-to-mouth resuscitation when he brought her outside.

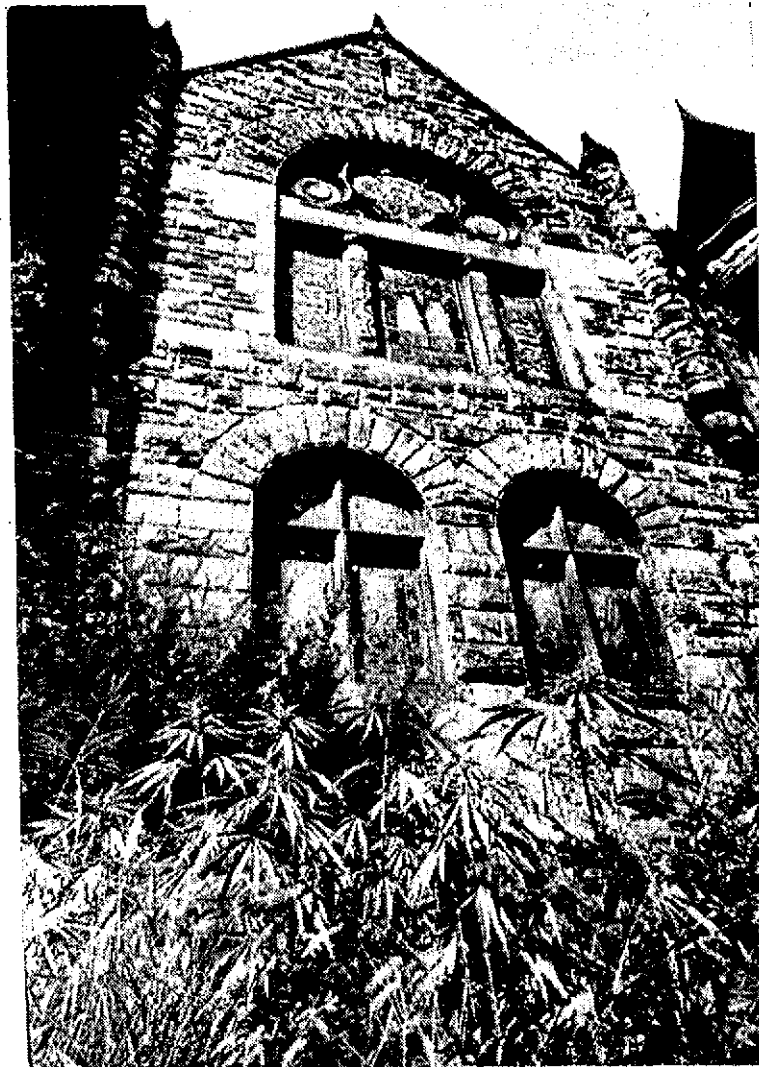
Allegan firemen said a babysitter who was watching Lena was apparently outside when the fire started.

The firemen said the cost of damage to the house has not been estimated.

Lake Temperature

The temperature of Lake Michigan at the shoreline today is 73 degrees.

PHONEGRAMS are fun to play and may win you valuable prizes. Today's game appears on page 21.



PLOT TO HARVEST POT: On the sidewalks of a one-time Detroit church, where Wayne State University holds drama classes downtown, an estimated \$100 worth of marijuana grew to a height of three feet unnoticed by most since last spring. But a Detroit newspaper photographer noticed it and took a few leaves and a few pictures. An hour later, with just-developed prints, he went to the Federal Bureau of Narcotics and Dangerous Drugs to see if it was real. Sure enough, it was. But to the amazement of the agents who hurried to harvest it, it was already gone. (AP Wirephoto)

U.S. Working Force Posts Sharp Boost

Unemployment Rate Also Eases Upward In August

WASHINGTON (AP)—The Labor Department today reported a substantial rise in the nation's employment, boosting the total number of Americans with jobs to 83.5 million.

At the same time, the unemployment rate rose from 5.5 to 5.6 per cent, the Bureau of Labor Statistics said.

The report said actual employment rose 61,000. But on a seasonally adjusted basis the bureau figured the rise at nearly 300,000 and called it a continuation of strong growth evidence since the middle of last year.

The number of unemployed actually fell 316,000 but since it

normally drops more in August the bureau figured the slight rise in the unemployment rate on a seasonally adjusted basis.

The bureau also reported average wages of some 50 million rank-and-file workers rose two cents an hour to \$3.64 and \$1.12 per week to \$137.23.

In the past year, the report said, average pay has risen \$6.20, or 6.4 per cent per week. Living costs have risen three per cent over the same period.

The bureau said the nation's total employment has increased by 2.5 million in the past year.

Virtually all of the August rise in jobs was among women working part-time, the report said. Over the past year, the rise in the number of job holders included 1.1 million men, 1 million women and 500,000 teenagers.

The total unemployed included 1,738,000 men with a jobless rate of 3.9 per cent; 1,772,000 women for a rate of 5.5 per cent; and 1,347,000 teenagers for a rate of 16.9 per cent, the bureau said.

In a racial breakdown, the bureau said the jobless rate for white workers edged up from 5.0 to 5.1 per cent with a total of 3,894,000 while the unemployment rate for other races—mostly blacks—edged down from 9.9 to 9.7 per cent with a total of 963,000.

Both employment and unemployment can go up at the same time if the rise in the labor force is greater than the increase in employment.

In August, the labor force rose 399,000 on a seasonal basis to 86.9 million. Thus, the bureau figured both a 290,000 increase in employment and a 109,000 increase in unemployment on a seasonal basis.

Ritter's Restaurant closed Sun. & Mon., Sept. 3 & 4.

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Golf at Paw Paw Lk. G.C. Adv.

Part time help wanted. Blossom Trails G.C. 925-4951 Adv.

PHONEGRAMS are fun to play and may win you valuable prizes. Today's game appears on page 21. Adv.



SOMETHING ELSE: All Olympians are great athletes; but this 87-pound gold medalist from Russia, Olga Korbut, is something else. The 17-year-old gymnast has performed feats never before done in gymnastics, by either male or female. Add a winsome, theatrical flair and you get the overwhelming crowd favorite shown here displaying her gold medal in Munich last night. (AP Wirephoto)

Shoe On Other Foot; Teachers' Union Employees Call Strike

LANSING, Mich. (AP)—When a union working for another union goes on strike it can get confusing, especially when the striking union has a major say in the other union's strikes.

About 90 Michigan Education Association MEA employees, most of them negotiators, went on strike at midnight Thursday, leaving 30 "crucial" MEA contract negotiations hanging, MEA officials said.

Roger Stephon, president of the Professional Staff Association PSA, said salary and retirement provisions

are the major issues in the strike. The PSA, which also represents researchers and public relations personnel, and the MEA have been negotiating for several months. The contract expired at midnight Thursday.

George Brown, a non-striking MEA spokesman, admitted the situation could become "embarrassing" since some school districts might make the MEA the butt of some very bad jokes, such as—"How are we supposed to negotiate with MEA negotiators when even the MEA can't negotiate with them."

Kelley Vows Probe Of Dog Lobby Funds

State Attorney General Says Law Has Little Muscle

LANSING, Mich. (AP)—

Att. Gen. Frank J. Kelley, with a campaign of his own to finance, has pledged a quick probe of reports greyhound racing lobbyists slipped campaign funds to lawmakers seeking re-election while inviting recipients to conceal the

source.

But Kelley admits Michigan lobbying laws give him little muscle, denying subpoena power unless criminal charges can be filed.

"The law is a joke," he said Thursday. "It's as full of holes as swiss cheese. We will still try to bring forth all the facts for public disclosure."

Meanwhile, House Speaker William A. Ryan, unveiled as a conduit for eight, \$50 cash grants to Democratic colleagues, readily conceded his own role in an apparent summer-long distribution pipeline reaching into both Democratic and Republican parties. By various accounts, dozens of legislators in both parties received funds linked to dog devotees.

"I considered it just a favor," Ryan said of the money he passed on from John A. MacLellan, well known lobbyist recently fired from a

state appointment for missing income tax payments from 1968 through 1971.

By late Thursday, Ryan said, six of the eight Democrats to whom he channeled money had indicated they wanted it returned. He said three were not aware MacLellan was the original source of the funds. One man refused it because he opposes dog racing, Ryan said, but another accepted the money and would keep it even while "hard to be a vote for dog racing."

Ryan identified Reps. Dale Kildee, D-Flint; James E. O'Neill, D-Saginaw; Edward Mahalak, D-Romulus; Edward Suski, D-Flint; Joseph Snyder, D-St. Clair Shores; Frank Wierzbick, D-Detroit; George Montgomery, D-Detroit and Philip O. Mastin, D-Hazel Park, as the eight. Only Montgomery, an off-track

(See back page, sec. 1, col. 6)

No. 95 Is Upper Limit Of Draft

WASHINGTON (AP)—Selective Service announced today that men with lottery numbers through 95 will be drafted this year with about 15,900 men being called during the last three months.

In setting the year-end ceiling at No. 95 this assures "almost three-fourths of the men who faced induction during 1972 that they will not be called this year," the announcement said.

The ceiling was raised from No. 75 being used for the August and September callups.

The 15,900 will raise the year's total to the 50,000 that Secretary of Defense Melvin R. Laird said the Army would need this year to fill its ranks.

This compares with more than 64,000 men inducted during 1971 and 163,500 in 1970. The peak Vietnam year was 330,000 in 1966.



NEW LOOK: "I can't blush anymore," reported comedienne Phyllis Diller Thursday in Columbus, Ohio when asked about her recent face lifting. Miss Diller said surgeons did an overhaul instead of a minor repair job during the three and a half hour operation. "It makes me feel younger, I was beginning to feel creaky." (AP Wirephoto)

Caboose Like 'Home' To Ex-BH CPA

Her Office Shakes A Bit

KALAMAZOO, Mich. (AP) — Her office shakes a little whenever a train passes by, but that's not unusual when you're operating an accounting firm out of a renovated wooden caboose on a railroad spur in downtown Kalamazoo.

Jackie McGhehey, 30, gained her unusual quarters three years ago when she came to Kalamazoo for graduate studies at Western Michigan University.

Mrs. McGhehey, a certified public accountant, had made

friends at a local produce company through the Benton Harbor accounting firm she had worked for. They made an unique offer:

"They owned an old, unfinished caboose and said they would fix it up for me if I wanted to open an office to finance my schooling," Mrs. McGhehey said. "And naturally I took them up on it!"

(In Benton Harbor, Mrs. McGhehey was employed by the certified public accounting firm of Herkner, Smits, Miskill

and Johnson. She is the daughter of Mr. and Mrs. W. E. Davis of Gladwin, Mich., where she graduated from high school obtaining degrees from Western Michigan and Michigan State universities.)

The caboose — originally in a rail yard in Columbus, Ohio — was purchased from the Penn Central railroad as a promotional ploy.

Mrs. McGhehey said individual produce company employees undertook the renovation. Several thousand dollars worth of

time and material went into the project, she added.

The produce company completely rebuilt the caboose, although the original layout remains.

"Some of the original things are still here, like the old wash basin and the pot-bellied stove," Mrs. McGhehey explained. "But they built shelves and added carpeting and running water, and now it's just like home."

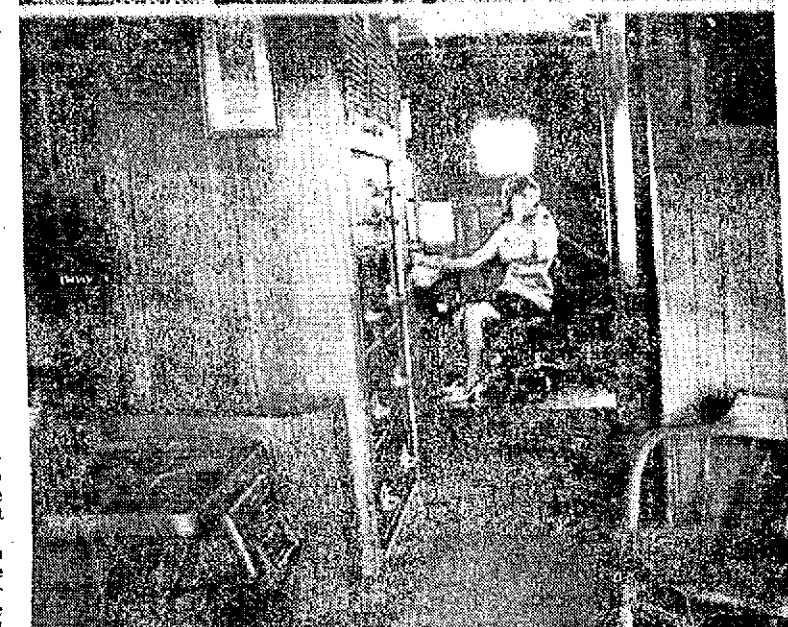
Under the couch in the caboose-office's waiting room is a

box formerly used for coal storage.

"At the time they were redoing the caboose, we didn't think they'd ever get the coal dust out of here, but they finally did," Mrs. McGhehey said.

One minor drawback is the car's location on a railroad spur.

"When a train comes in, you can feel the whole caboose rock. I'm used to it, but when there are clients here, they wonder where the vibration is coming from," Mrs. McGhehey noted.



RENOVATED CABOOSE IS HER OFFICE: Mrs. Jackie McGhehey, 30, formerly of Benton Harbor, stands in front of her Kalamazoo office in top photo and is shown inside at her desk in lower photo. The front porch is the rear end and her office is the inside of a wooden caboose she bought from Penn Central railroad three years ago. Mrs. McGhehey operates an accounting firm in her unusual quarters parked on a railroad spur in downtown Kalamazoo. (AP Wirephoto)

BH Smelter Welcomes Court Ruling

Final Decision Pending For Standard Alloys

A Berrien circuit judge Thursday ordered a Benton Harbor zinc and aluminum smelter to use smoke-abating production measures pending end of an anti-pollution suit in circuit court.

The company says it already is complying.

Judge William S. White set his "preliminary order" for

Michigan Standard Alloys in the second day of a hearing on a request by the state attorney general for preliminary injunction commanding MSA to stop polluting the air. The request is part of a suit against MSA.

Judge White has been summoned to the Wayne county circuit court bench for September, so he adjourned the MSA hearing to Oct. 3 and issued his order Thursday afternoon.

St. Joseph Atty. George Keller, counsel for MSA, welcomed the order for smokeless flux for removing impurities in zinc furnaces on Milton street, aluminum fluoride flux at four aluminum furnaces on Mendel road and a ban against oily scrap at the zinc plant.

"We not only accept, we approve of what the court has done because that's precisely what we're doing," Atty. Keller said.

The judge said his order is intended to "abate at least to a certain extent" alleged pollution violations listed by the attorney general.

Keller claimed Thursday an injunction would shut MSA down and one of his witnesses testified closing a plant of MSA's size would theoretically cost the community \$1.7 million in annual personal income, over \$107,000 in annual company taxes and a host of unrelated jobs, cars and income.

Roger Curry, executive vice president of the Twin Cities Area Chamber of Commerce, listed the losses and gave newsmen a statement that included a "plea for additional time for mutual agreement and compliance of the company."

During argument Wednesday, Keller claimed MSA is forging technology to abate pollution and needs more time. He asked Judge White to

remand MSA's case to the state air pollution control commission for a voluntary order to abate pollution.

Patrick J. Devlin of Lansing, assistant attorney general

representing the commission, Wednesday branded MSA's case as "too little, too late" and said the only question is whether MSA violated a commission final order of Sept.

21, 1971, requiring smoke control.

If yes, Devlin said, the court must enter an injunction. It

(See back page, sec. 1, col. 1)



FRIENDLY ADVERSARIES: Suit against Michigan Standard Alloys to halt alleged air pollution pits 6 foot 3-inch Assistant Atty. Gen. Patrick J. Devlin, 26, against veteran St. Joseph Atty. George Keller, a 5 foot 8-incher. Keller claims he's 39. They're spirited battlers in court, on amicable terms out of court. (Staff photo)

Bigger Juvenile Detention Unit Need Cited By Police

Keith Mills, acting Benton Harbor police chief, cites sordid cases and statistics in telling why Berrien county needs a new, bigger juvenile detention unit.

July 28: A 14-year-old boy is

arrested for breaking and entering. He is petitioned to juvenile court and released because there is no room at the present county juvenile home.

July 30: Same boy apprehended as curfew violator, petitioned to juvenile court and released.

July 31: Same boy and 22-year-old companion arrested for armed robbery of a pedestrian. This time he is lodged in juvenile home. But another youth is turned loose to make room.

"The first offense was serious enough for confinement," said Mills. "It's not our fault and it's not the juvenile court's fault when the facilities aren't available to detain juveniles."

"You can put 15 and 16-year-olds in the county jail but not 14 and under," explained Mills.

"This system means crime with impunity and they (juvenile offenders) know it," said Mills.

Statistics show the enormity of juvenile crime — 1,901 juvenile arrests in Berrien county in 1971 — 350 more than 1970. Of the county's 1971 total, 665 were in Benton Harbor, 200

in St. Joseph, 117 in Benton township, 117 in Benton township.

The present juvenile home at Berrien Center has a capacity of nine — five boys and four girls.

Berrien county will vote in November on a \$1.5 million bond issue for a 41-bed juvenile and detention and rehabilitation center.

Mills doesn't think that will meet the need completely, but "it's a start."

9-16-68: Vandalism.
9-24-68: Curfew violation.
12-11-68: Shoplifting.
11-25-69: Larceny from a building.
12-2-69: Truancy.
1-12-70: Assault with BB gun.
11-29-70: Larceny from a building.
2-9-72: Creating a disturbance at school.
3-2-72: Larceny from a building.
5-10-72: Attempting to cash a no account check.
6-9-72: Breaking and entering a dwelling. The boy has no record with Benton Harbor police in 1971.

"He was either on unusually good behavior or we couldn't catch him," said Mills.

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Clothing Is Burned In Dryer

Benton Harbor firemen said clothing in an electric dryer caught fire yesterday and caused extensive damage to the clothing and dryer.

Firemen said they were summoned to a residence at 1274 Ogden street, occupied by Ward Morrill, at 8:30 p.m. yesterday.

The fire was extinguished by use of a portable extinguisher, according to firemen. They added that there was smoke damage throughout the house.

CIRCUIT COURT

Kalamazoo Man Gets Probation And Fine

A 29-year-old Kalamazoo man first charged with extortion but convicted on a lesser charge was sentenced Thursday in Berrien circuit court to a two-year probation and \$450 fine and costs.

Judge William S. White set sentence for Douglas VanderRoest, who pleaded not guilty to extortion (no contest) earlier to a charge of attempting to obtain \$300 under false pretenses.

It was alleged he tried to obtain money from Martin LaCombe in St. Joseph last March and April under false pretenses claims LaCombe would suffer harm.

Opposing Candidates Agree On Law, Order

BY SCOTT WILLIAMSON

Staff Writer

Late last night a Benton Harbor man heard a window break, and then saw three youths running down the street. He apprehended them, and then called police.

At the same time, another man phoned Benton Harbor police to report his windows had just been broken, according to officers.

The two men involved in the incident are opposing candidates in the November election for county commissioner from the third district.

The man apprehending the youths was Bill Joseph, of 760 Edgecumbe avenue, while the man reporting the broken windows was former Mayor Wilbert Smith, of 785 LaSalle avenue, Benton Harbor police said.

Joseph said he apprehended

the youths at 11:45 p.m. after hearing glass break. Smith said two 24 by 24-inch windows in his bedroom were broken, police reported.

Smith's home is around the corner from Joseph's. The youths were taken into custody by Patrolman Delmar Lange.

RIVERSIDE SCHOOL

Student Registration To Start On Tuesday

Registration for students attending Riverside school (Hagar No. 6) will start at 9 a.m. Tuesday and continue the rest of the day, according to Mrs. Mary Theisen, principal. Classes begin at 9 a.m. Wednesday. Mrs. Theisen said parents of beginners should bring birth certificates for registration.

TRINITY

Lutheran School Begins On Tuesday

Classes at Trinity Lutheran school, St. Joseph, will begin Tuesday, Sept. 5, for the full day.

New faculty members are Joyce Rydecki, fourth and fifth grade combination, and Susan Kerstein, first grade.

Present enrollment is 381 students, Aron A. Valleskey, principal, said. Bus service and hot lunches will begin the first day of school, he added.

Opening worship service for students and parents will be at 8:30 a.m. Tuesday

Regular Classes Begin Tuesday In SJ Schools

Classes will start at St. Joseph public schools for grades one through 12 Tuesday, Sept. 5, for a full day.

Lunches will be served in all buildings having the hot lunch program, Phil Townsend, North Lincoln principal, said. These schools are Brown, E. P. Clarke, North Lincoln, and junior and senior high. Cost of the elementary lunch is \$3.15 for 9 days or 45 cents for milk only.

Buses will be on the regular schedule which will be printed in this paper on Saturday, Sept. 2.

Families new to the school district who have not registered their children, may do so at the office of the school the child will attend, Townsend added.



CAPTAIN KEITH MILLS
Acting police chief

Monday Rubbish Pickups Will Be Made On Tuesday

Except for St. Joseph township, rubbish pickups scheduled for Monday will be made on Tuesday next week over the Twin Cities area, because of the Labor day holiday.

Monday's pickups will be made Tuesday in the cities of Benton Harbor and St. Joseph and in Benton township.

St. Joseph township, which has a contract with a private trash hauler, reported that Monday's pickups will be made next week as usual.

The St. Joseph township business office will be closed Monday, as will the Benton township office and city halls in Benton Harbor and St. Joseph. The Berrien county courthouse, and the courts, also will be closed Monday.

There will be no regular urban and rural mail deliveries Monday, but special delivery mail will be delivered and collections will be made on the holiday schedule.



HAROLD WAGNER
Reviews busing

School Districts Not Required To Furnish Busing

*Coloma Parents Told Attendance
Is Their Responsibility*

COLOMA -- A state education official last night ended speculation by some Coloma school district residents that busing of students to school is required.

Harold Wagner, transportation director for the state education department, told about 200 residents attending a public hearing that transportation of students is not

required by law.

Wagner said parents by law are responsible for getting the student to school. Busing, he said, is a decision left up to local districts even though part of the costs are re-imbursed by state funds.

Wagner's comments were in response to a question from one of the persons attending the session.

Before the meeting, there had been reports that the issue of busing the district was required to provide busing because of state reimbursement funds would be the main issue.

Other than the question which led to Wagner's statement however, the issue was not raised.

The hearing was held to review the school board's request for voter approval of a four-mill property tax levy. The issue appears before voters Tuesday, Sept. 5. Two previous issues, both for six mills, have been rejected.

As one step in reducing projected costs in view of the uncertainty of the millage issue, the school board has ordered buses parked.

Residents have accused the board of parking the buses in order to force approval of the four-mill package.

Wagner, in responding to other questions, also threw cold water on prospects that private groups might rent the buses to provide transportation of the students. He said the district, by law, may not get into the transportation business.

Wagner also told the audience that state payment of a share of the costs is actually one year behind the current operation. Payments are made, he said, after an audit to determine qualifying costs.

Schools Supt. William Barrett, in response to another question, said funds from a bond issue approved for a specific use could not be used for another use under state law.

The school board, before the session began, held a special meeting to vote on reducing the debt retirement portion of the property tax millage rate to 6.5 mills. It had been 6.8.

The reduction came about because of a \$4 million jump in district property values to \$45 million.

Housing Director Named

SOUTH HAVEN -- The appointment of Dennis K. De Vinney as executive director of the South Haven housing commission effective Sept. 18 was approved during a special meeting of the commission last night.

De Vinney, 29, will supervise the federally subsidized housing program which consists of 50 single family dwellings for low-income persons and a 31-unit senior citizen apartment building. The position of executive director has been vacant since April when Ronald Booth resigned.

De Vinney has served as a community relations representative for a 245-unit cooperative housing program in Kalamazoo.

From 1967 to 1970 he and his wife were Peace Corps



CANCER CRUSADE GOES OVER TOP: Jerald Alberts (center) receives check from Atty. Elden W. Butzbaugh Jr. for \$3,525 which puts Cancer Crusade over its goal in Berrien county. Alberts, county crusade chairman, said total raised was \$49,365, the most ever for the Berrien County Unit of American Cancer

society. Butzbaugh and Atty. Bruce Conybeare (right) were co-chairmen of golf tournament at Point O'Woods which raised the \$3,525. Goal for this year's Crusade was \$49,000 and grand total surpassed previous high by \$5,000.

Fleeing Car Crashes In Chase; 3 Killed In Allegan County

PLAINWELL -- Three men were killed and a fourth injured about two miles south of this southeastern Allegan county community early this morning when their car crashed into a tree while being pursued by a car.

The 25-inch thick tree was broken off by the force of the crash, according to Allegan county sheriff's deputies. The body of one of the men was found 600 feet from the point of impact, deputies said.

According to deputies, the crash ended a chase that began just north of Plainwell when a car passed a stopped Plainwell police cruiser at a high rate of speed. The police car began

pursuit, deputies said, following the other car about two and a half miles before it failed to negotiate a curve on 10th street, old U.S. 131.

Killed instantly were Dewey Carl Lyons, 24, of Martin, and Gerald Arthur Snyder, 21, of Shelbyville. Chris Allen Zwiars, of Martin, died at 7:21 a.m. this morning.

The fourth occupant of the car, Michael Ritchie, of Shelbyville, was reported in fair condition this morning in Bronson hospital, Kalamazoo.

It had not been determined this morning which of the four

was driving the car. The deaths bring to 19 the number of traffic fatalities in Allegan county this year.

NEW PR MAN

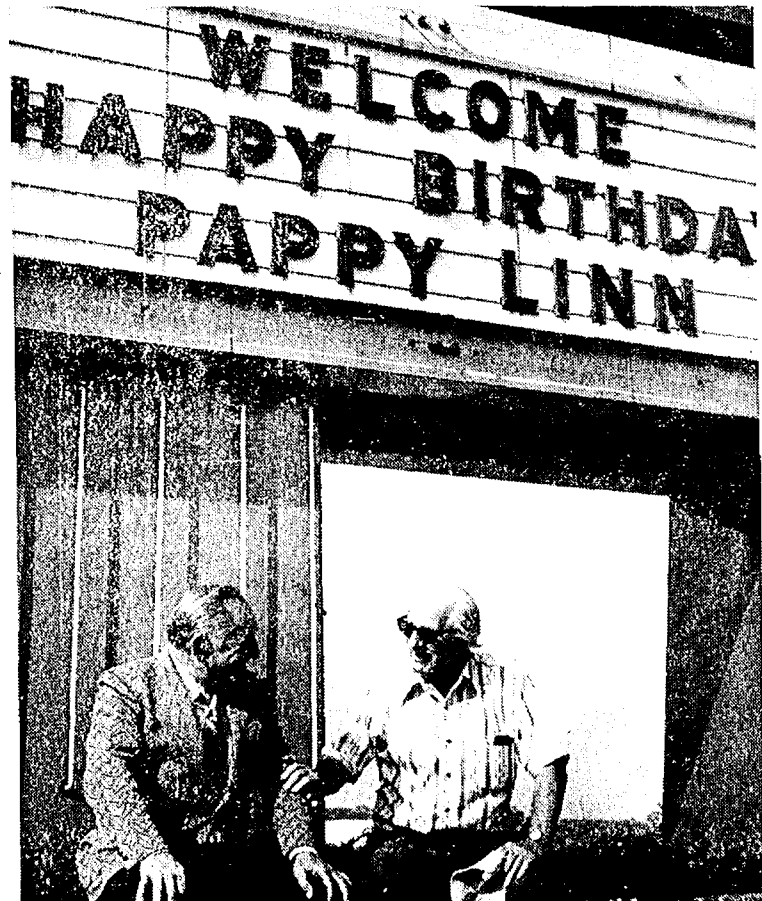
DETROIT (AP) -- The Motor Vehicle Manufacturers Association announced Thursday that Henry L. Stevens, presently Central Division Program Chairman for the National Association of Manufacturers' (NAM) Detroit office, has joined its public relations staff.

Before working for the NAM, he was a radio-television broadcaster in Lansing, Mich.

Parks Chief To Resign

SOUTH HAVEN -- The resignation of Michael Byford as city parks and recreation director effective Sept. 8 has been announced by city

manager Albert Pierce. Byford, 25, has been director since January, 1970. He will be working at the S.E. Overton company in South Haven.



PAPPY IS 61: Bandel (Pappy) Linn, WHFB's morning show impresario, was deluged with congratulatory calls yesterday on his 61st birthday. Listeners, tipped off by Joann Blake on her Brunch to Lunch show, started calling Linn at 5:30 a. m. in the morning. Later he posed with Ralph Borchert, Holiday Inn innkeeper, in front of the inn's marquee. Linn, born in Crawfordsville, Ind. and an announcer in New York and Florida before coming to the Twin Cities 14 years ago, observed birthday anniversary in hospital last year, but says he is feeling fine this year. (Staff Photo)

Pollard Decision Reversed; Freed Suspect Bound Over

Prosecutor Wins In Court Dispute

BY BILL RUSH
Staff Writer

Berrien Circuit Judge Julian Hughes Thursday reversed a decision of District Judge Paul Pollard and bound a Benton Harbor man into circuit court on a charge of breaking into a vending machine.

Judge Hughes issued a writ of superintending control to bind over Herman Richard Goodloe, 23, of 525 Edwards avenue, while allowing the defendant 20 days to file an

answer plus the option of another hearing.

The Berrien prosecutor's office sought to have Goodloe's case removed from the jurisdiction of Fifth District court.

The prosecutor's office also is asking Hughes to reverse another Pollard decision and bind Raymond Backus, 48, into circuit court on a charge of arson in connection with a fire at Backus' grocery store at Galien. A hearing on the motion is set for Sept. 5.

In both cases, the prosecutor's office contends Judge Pollard abused his discretionary power by ruling contrary to evidence in failing to bind the two defendants into circuit court.

According to court procedure, a district judge has the power to determine whether the prosecutor has furnished sufficient evidence to show probable cause that the defendant has committed a



DISTRICT JUDGE POLLARD

crime, and whether he should be bound over to circuit court to face a felony or high misdemeanor charge.

During preliminary examination June 27, Judge Pollard ruled against the prosecutor's motion to bind over Goodloe on a charge of breaking and entering a car wash coin device with intent to steal on June 6 in Benton Harbor.

Judge Pollard also ruled against the prosecutor's motion to bind over Backus, of 110 Southeastern avenue, Galien, on a charge of arson in connection with a fire Oct. 18, 1971, at Ray's IGA store, 101 N. Main street, Galien township, during examinations in March and May.

During the hearing Thursday, Atty. Donald Bleich, representing Goodloe, argued that the prosecutor cannot ask for a review of a district judge's daily discretion to bind defendants into circuit court, unless the case involves a situation in which the judge lacks jurisdiction or has exceeded his jurisdiction.

Assistant Prosecutor Hugh Black countered that the writ of superintending control is the only adequate remedy for the prosecutor when a district judge has abused his discretion and his duty to act.

Judge Hughes said the ultimate issue in both is whether the writ of superintending control is the proper method for review of lower court decisions involving cases such as Goodloe and Backus.

AIRPORT PROBE

PETOSKEY, Mich. (AP) -- Two requests for a grand jury probe into the operation of the Emmet County Airport at Pellston were adjourned Thursday until Sept. 27 by visiting Emmet County Circuit Judge Allan Miller of Tawas City.

Paw Paw Man's Death Probed By State Police

PAW PAW -- Del. Sgt. Clarence Taylor of the state police post here is investigating circumstances surrounding the death, last week, of a 63-year-old farm worker, Kenneth L. White.

Sgt. Taylor is looking into a report that White had been badly beaten in a fight in Paw Paw in late June.

In mid-July, White sought medical treatment for injuries he said he had suffered in a fall from a tractor on the Richard Furness farm, Paw Paw, where he was employed. Furness has told police he is not aware of any accident.

White died Aug. 23 in Borgess hospital, Kalamazoo, where he had undergone brain surgery.

Buchanan Names Principal

BUCHANAN -- George Ebeling of Alma has been hired as principal at the Buchanan school system's Ottawa elementary school here, according to Schools Supt. Richard Dougherty.

He succeeds Richard Proud, who was named assistant high school principal in charge of the newly organized middle school.

Ebeling hails from Ithaca, N. Y., and earned his bachelor and master's degrees from Olivet college and the University of Mississippi.

He has teaching experience at Bellevue, where he revamped the elementary science and audio-visual



DENNIS K. DEVINNEY
Housing director

volunteers working in community planning in Sierra Leone, West Africa.

He earned a bachelor's degree in social science from Michigan State university.



GEORGE EBELING
New principal

program, and taught high school chemistry and physics at Lakeview. At Lakeview, he gained experience in the modular system of teaching.

He also has served as a part-time probation officer for Eaton county, was a director for Baker Sanctuary Audubon society, and served as vice president of Woldumar Outdoor Education association. He also set up a pilot program for the special education camp in Eaton county, and was director two years.

Ebeling and his wife, Sheryl, are parents of three children. She is working toward a degree in elementary education.